IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

CHEWZY DOGS, LLC,)
Plaintiff,) Case No. 0:11-cv-2751 PAM/JSM)
V.)
JUST DOGS! BARKERY, INC., and MARK E. KENNISON,)))
Defendants.)

AFFIDAVIT OF W. MICHAEL GARNER IN SUPPORT OF REQUEST FOR ENTRY OF DEFAULT

STATE OF MINNESOTA)	
) :	SS
COUNTY OF HENNEPIN)	

- W. MICHAEL GARNER, being duly sworn, deposed and says:
- 1. I am counsel for Plaintiff Chewzy Dogs, LLC in this action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's request for entry of default.
- 2. On September 26, 2011, a summons was issued in this case as to both Defendants.
- 3. On September 28, 2011, Defendant Just Dogs! Barkery, Inc.'s officer and owner Mark E. Kennison was served with the Summons, Complaint, and Civil Cover Sheet. (Docket Entry ("D.E.") 7, Attachment 1.)



- 4. On September 28, 2011, Defendant Mark E. Kennison was served with the Summons, Complaint, and Civil Cover Sheet. (D.E. 8, Attachment 1.)
- 5. Defendants were required to file an answer or other responsive pleading to the Complaint on or before October 19, 2011. Defendants' time to file an answer or other responsive pleading has expired.
- 6. To the best of my knowledge, Defendants in the above-captioned matter are not subject to the Servicemembers Civil Relief Act of 2003.
- 7. Defendants have not filed an answer or other responsive pleading as of today, November 3, 2011.

Dated: November 3, 2011

W. Michael Garner

Michael Harren

Subscribed and sworn to before me this 3rd day of November, 2011

Notary Public